

Attorney Docket No.: **DEX-0184**
Inventors: **Roberto A. Macina**
Serial No.: **09/806,311**
Filing Date: **July 18, 2001**
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REMARKS

Claim 1 is pending in the instant application. Claim 1 has been rejected. Reconsideration is respectfully requested in light of the following remarks.

I. Amendment to Specification

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In accordance with the Examiner's request, Applicants have amended the first line of the specification to delete the phrase in the priority claim regarding incorporation by reference.

II. Rejection of Claims 1 under 35 U.S.C. § 112, first paragraph

Claim 1 has been rejected under 35 U.S.C. § 112, first paragraph, as failing to comply with the enablement requirement. The Examiner has acknowledged the claim to be enabled for a method of detecting the presence of cancer of the stomach or small intestine by detection of mRNA levels in a sample of stomach or small intestine with an increase in measured levels versus normal matched control samples. The Examiner suggests, however, that the specification is not enabled for detection of SEQ ID NO:2 in the sample or detection in just any tissue.

Accordingly, in an earnest effort to advance the prosecution of this case, Applicants are providing herewith a copy of a poster presented at Cambridge Healthtech Institute's Eleventh